



North Carolina Department of Environment and Natural Resources
Division of Waste Management

Beverly Eaves Perdue
Governor

Dexter R. Matthews
Director

Dee Freeman
Secretary

CERTIFIED MAIL
Return Receipt Requested

7010 0780 0000 5519 0072

August 22, 2012

Brian Lenihan
The David J. Joseph Company
2045 River Road
Louisville, Kentucky 40206

Re: **NOTICE OF REC PROGRAM ELIGIBILITY**

Stateline Scrap Metal, Inc.
5401 South York Highway
Gastonia, Gaston County, North Carolina
IHSB # NONCD0002899

Dear Mr. Lenihan:

Thank you for submitting the Site Cleanup Checklist/Questionnaire (Questionnaire) and the Supplemental Assessment Letter for the above subject site (Site). The Inactive Hazardous Sites Branch (Branch) has completed review of this information and determined that the Site can be cleaned up through the Registered Environmental Consultant (REC) Program without direct oversight by Branch Staff.

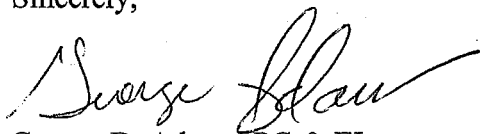
Note that, if you have not already done so, you must take the initial abatement actions required under 15A NCAC 2L. Pursuant to 15A NCAC 2L .0106(b), any person conducting or controlling an activity which results in the discharge of a waste or hazardous substance to the groundwaters of the State, or in proximity thereto, shall take immediate action to terminate and control the discharge, and mitigate any hazards resulting from exposure to the pollutants. Pursuant to 15A NCAC 2L .0106(c), if groundwater standards have been exceeded, you must take immediate action to eliminate the source or sources of contamination. Beyond initial abatement actions, all assessment and remediation will be done through the Inactive Hazardous Sites Response Act (IHSRA).

Under the IHSRA, to receive approval of the assessment and clean up at the Site, you must enter into an administrative agreement with the Branch. Since the Branch has determined that the Site can be cleaned up through the REC Program, execution of an REC-Administrative Agreement (REC-AA) is required. The procedures for entering into an REC-AA are attached. If you have any questions regarding these procedures or the REC Program, please contact the REC Program Manager, Kim Caulk, at (919) 707-8350 or visit the REC Program website at <http://portal.ncdenr.org/web/wm/sf/ihs/recprogram>

If we do not receive a response from you within the next 60 days indicating your willingness to enter an REC-AA, the Branch will take further action to prioritize the Site. Failure to take the initial abatement steps required in 15A NCAC 2L may result in the assessment of a civil penalty against you. In addition, the Branch may seek an injunction compelling compliance with the initial abatement steps required in 15A NCAC 2L. For future work beyond the initial abatement steps required pursuant to 15A NCAC 2L, a unilateral Order may be issued pursuant to N.C.G.S. 130A-310.3 to compel assessment and cleanup. In addition, if you choose not to conduct a cleanup voluntarily, the site may be referred to the United States Environmental Protection Agency (EPA). If so referred, EPA will screen the site for Federal enforcement action under the Federal Superfund Program, established under the Comprehensive Environmental Responsibility, Compensation, and Liability Act.

If you have additional questions about the requirements that apply to your site, please contact me (704) 663-1699.

Sincerely,



George D. Adams, PG & EI
Environmental Engineer II
Department of Environment and Natural Resources
Division of Waste Management
Superfund Section - Inactive Hazardous Sites Branch

Enclosure: REC-AA Procedures

cc: Brian Ray
AECOM
8540 Colonnade Center Drive, Suite 306
Raleigh, North Carolina 27615

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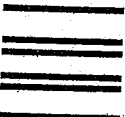
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PS Form 3800, August 2006 (Revised) PSN 7530-02-000-9047

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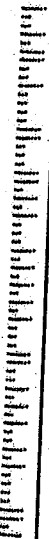
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610 E. Center Ave., Ste. 301
Mooreville NC 28115

GA

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Article Addressed to:

Brian Lenihan
The David J. Joseph Company
2045 River Road
Louisville, Kentucky 40206

8-22-12

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S Form 3811, February 2004

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Brian Lenihan

The David J. Joseph Company

2045 River Road

Louisville, Kentucky 40206

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PS Form 3800, August 2005